

H. B. No. 165, A bill to be entitled "An Act to amend Article 1571 of the Penal Code of the State of Texas, 1925, by making further exceptions to Articles 1569 and 1570 of the Penal Code of the State of Texas, said exceptions being as to superintendents, matrons and nurses employed in orphans' homes and to employes of any State eleemosynary institution."

Has carefully compared same and find it correctly engrossed.

McCOMBS, Chairman.

Committee Room,

Austin, Texas, May 10, 1929.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 33, A bill to be entitled "An Act to provide for the establishment of a prison reformatory within the State prison system and as a part thereof; providing for the methods of handling the young, short-term State prisoners, and for certain duties of the State prison system, and for certain duties of the Texas Prison Board and prison management in connection therewith, and declaring an emergency,"

Has carefully compared same and find it correctly engrossed.

McCOMBS, Chairman.

FIFTEENTH DAY.

(Continued.)

(Tuesday, May 14, 1929.)

The House met at 9 o'clock a. m. and was called to order by Speaker Barron.

HOUSE BILL NO. 38 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 38, A bill to be entitled "An Act to require the district and county clerks, the clerks of the Courts of Civil Appeals, the Court of Criminal Appeals, the clerk of the Supreme Court and the Secretary of State to make annual reports as to the transactions of the courts of this State."

The bill was read third time and was passed.

Mr. Petsch moved a call of the House for the purpose of maintaining a quorum until 12 o'clock m. today, and the call was duly ordered.

The Speaker then directed the Doorkeeper to close the main entrance to the Hall and instructed the Sergeant-at-

Arms to lock all other doors leading from the Hall and stated that no member would be permitted to leave the Hall without written permission from the Speaker.

On motion of Mr. Petsch, the Sergeant-at-Arms was instructed to bring in all members within the city who are not ill.

BILLS ORDERED NOT PRINTED.

On motion of Mr. Hornaday, House bills Nos. 194, 221, 222 and 223 were ordered not printed.

HOUSE BILL NO. 155 ON SECOND READING.

On motion of Mr. Beck, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 155, A bill to be entitled "An Act to amend Sections 1, 4, 8, 14 and 15 of House bill No. 50 of the Acts of the Regular Session of the Fortieth Legislature, 1927, and adding a new section, Section 11a, thereto, so as to more accurately define the term 'motor bus company' and better define the jurisdiction of the Railroad Commission of Texas in the regulation of motor bus transportation; to provide for the regulation of motor bus terminals; to provide for the licensing of bus drivers, and prescribe fees therefor; regulating the rates and the sale of tickets over bus lines; granting the power to bring suits to procure injunctions for the enforcement of the provisions of said House bill No. 50, the same being Chapter 270 of the Acts of the Regular Session of the Fortieth Legislature; providing for penalties and punishment for the violations of the provisions of this act, and for the violation of the rules and regulations of the Railroad Commission; providing for additional funds in the way of fees and licenses for the enforcement of said act; requiring the sale of stock in a motor bus company to be approved."

The Speaker laid the bill before the House, and it was read second time.

Mr. Beck offered the following (committee) amendment to the bill:

Amend House bill No. 155 by striking out the words "or upon the applications of any 'motor bus company' violating the provisions of this act and not holding a certificate over such route and attempting to operate or operating over said route," where they appear in subsection (c) of Section 5 of the bill.

The amendment was adopted.

Mr. Pope of Nueces offered the following amendment to the bill:

Amend House bill No. 155, following Section 2 of the bill, by adding a new section to be numbered Section 2a, to read as follows:

"Section 5 of House bill No. 50, the same being Chapter 270 of the Acts of the Regular Session of the Fortieth Legislature of the State of Texas, 1927, is hereby amended so as to hereafter read as follows:

"No motor bus company shall hereafter operate for the transportation of persons as passengers for compensation or hire over the public highways of this State without first having obtained from the commission under the provisions of this act a certificate or permit declaring that the public convenience and necessity require such operation.

"Any right, privilege, permit or certificate held, owned or obtained by any motor bus company under the provisions of this act may be sold, assigned, leased or transferred or inherited; provided, however, that any proposed sale, assignment, lease or transfer shall be first presented in writing to the commission for its approval or disapproval and the commission may disapprove such proposed sale, assignment, lease or transfer if it be found and determined by the commission that such proposed sale, assignment, lease or transfer is not made in good faith or that the proposed purchaser, assignee, lessee or transferee is not able or capable of continuing the operation of the equipment proposed to be sold, assigned, leased or transferred, in such manner as to render the service demanded by the public necessity and convenience on and along the designated route, or that such transfer is in violation of the anti-trust laws of Texas.

"Provided, however, that any right, privilege, permit or certificate held, owned or obtained by any motor bus company under the provisions of this act or owned or obtained by any assignee or transferee of any such motor bus company shall be taken and held subject to the right of the State at any time to limit, restrict or forbid the use of the streets and highways of this State to any owner or holder of such right, privilege, permit or certificate, and provided further, that nothing in this act shall be construed as giving legislative sanction to any act that is in violation of the provisions of the anti-trust laws of Texas."

The amendment was adopted.

Mr. Pope of Nueces offered the following amendment to the bill:

Amend House bill No. 155 by striking out all of line 14 and all of line 13 after the word "Tuesday," page 6, and by striking out all of lines 16 to 19 and all of line 15 after the word "Texas," all on page 8.

Mr. Beck moved to table the amendment.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

Yeas—60.

Mr. Speaker.	Long of Houston.
Albritton.	Mauritz.
Beck.	McCombs.
Bond.	Metcalfe.
Bounds.	Minor.
Bradley.	Murphy.
Brooks.	Negley.
Carpenter.	Olsen.
Coltrin.	O'Neill.
Conway.	Palmer.
Cox of Navarro.	Petsch.
Cox of Lamar.	Prendergast.
Cox of Limestone.	Quinn.
Davis.	Rountree.
Ewing.	Savage.
Finlay.	Shaver.
Forbes.	Shelton.
Fuchs.	Sinks.
Gerron.	Smith.
Gilbert.	Speck.
Graves	Tillotson.
of Williamson.	Turner.
Hines.	Waddell.
Hogg.	Wallace.
Holder.	Walters.
Hubbard.	Warwick.
Johnson	Webb.
of Dimmit.	Wiggs.
Justiss.	Williams
Keller.	of Sabine.
Kinnear.	Woodall.
Lee.	

Nays—42.

Adkins.	Land.
Baker.	Mankin.
Bateman.	McDonald.
Brice.	McGill.
Chastain.	Moore.
Enderby.	Pavlica.
Eickenroht.	Pope of Jones.
Finn.	Pope of Nueces.
Giles.	Ray.
Graves of Erath.	Reid.
Harper.	Renfro.
Harrison.	Rogers.
Hefley.	Sanders.
Johnson	Sherrill.
of Smith.	Shipman.
Kennedy.	Simmons.
Kincaid.	Snelgrove.

Stephens.	Van Zandt.
Stevenson.	Veatch.
Strong.	Williams
Tarwater.	of Travis.
Thurmond.	Woodruff.

Present—Not Voting.

Marks.

Absent.

Acker.	King.
Ackerman.	Lemens.
Anderson.	Long of Wichita.
Baldwin.	Loy.
Barnett.	Maynard.
Dunlap.	McKean.
Duvall.	Mehl.
Gates.	Montgomery.
Hardy.	Mullally.
Harding.	Nicholson.
Harman.	Patterson.
Heaton.	Pool.
Hopkins.	Purl.
Hornaday.	Reader.
Jenkins.	Storey.
Johnson of Scurry.	Thompson.
Kayton.	White.
Keeton.	Young.
Kemble.	

Absent—Excused.

Avis.	Morse.
DeWolfe.	Mosely.
Jones.	Richardson.
Kenyon.	Westbrook.
Martin.	Williams of Hardin.

Mr. Pope of Nueces offered the following amendment to the bill:

Amend House bill No. 155 by adding at the end of Section 6 the following: "as may be fixed by the Legislature in appropriation bill each biennium."

The amendment was adopted.

Mr. Woodruff offered the following amendment to the bill:

Amend House bill No. 155 by striking out all of sub-section (e) of Section 8, page 5.

(Pending consideration of the amendment, Mr. McGill occupied the chair temporarily.)

Mr. Pope of Nueces offered the following substitute for the amendment:

Add at the end of Section 3 (e) the following: "In the discretion of the Railroad Commission of Texas."

The substitute amendment was adopted.

The amendment as substituted was then adopted.

Mr. Wallace offered the following amendment to the bill:

Amend House bill No. 155, page 2, by striking out the words "fix or," in line 33, and insert in lieu thereof the fol-

lowing: "Promulgate, make and to cause to be put into effect," and by striking out the words "approve," in line 34.

Mr. Beck moved to table the amendment.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

Yeas—71.

Albritton.	McCombs.
Beck.	McDonald.
Bond.	Mehl.
Bounds.	Minor.
Bradley.	Montgomery.
Brooks.	Moore.
Conway.	Morse.
Cox of Navarro.	Negley.
Cox of Lamar.	Nicholson.
Cox of Limestone.	Olsen.
Duvall.	Palmer.
Enderby.	Patterson.
Ewing.	Petsch.
Finn.	Quinn.
Finlay.	Ray.
Forbes.	Reader.
Fuchs.	Renfro.
Gerron.	Richardson.
Graves	Rountree.
of Williamson.	Savage.
Harman.	Shaver.
Hines.	Shelton.
Hogg.	Smith.
Holder.	Snelgrove.
Hopkins.	Speck.
Hornaday.	Strong.
Johnson	Tillotson.
of Dimmit.	Turner.
Johnson of Smith.	Veatch.
Justiss.	Warwick.
Kayton.	Webb.
Keller.	Wiggs.
Kemble.	Williams
Kincaid.	of Sabine.
Kinnear.	Williams of Travis.
Lee.	Woodall.
Mauritz.	Woodruff.

Nays—35.

Acker.	Marks.
Ackerman.	Maynard.
Adkins.	McGill.
Baker.	Pavlica.
Barnett.	Pool.
Brice.	Pope of Jones.
Chastain.	Reid.
Coltrin.	Sanders.
Eickenroht.	Sherrill.
Giles.	Shipman.
Harper.	Simmons.
Heaton.	Sinks.
Hubbard.	Stephens.
Keeton.	Tarwater.
Kennedy.	Van Zandt.
Land.	Waddell.

Wallace. Young.
Walters.
Present—Not Voting.

Harrison. Rogers.
Jones. Thurmond.
Lemens.

Absent.

Mr. Speaker. Long of Houston.
Anderson. Long of Wichita.
Baldwin. Loy.
Bateman. Mankin.
Carpenter. McKean.
Davis. Metcalfe.
Dunlap. Mullally.
Gates. Murphy.
Gilbert. O'Neill.
Graves of Erath. Pope of Nueces.
Hardy. Purl.
Harding. Stevenson.
Hetley. Storey.
Jenkins. Thompson.
Johnson of Scurry. White.
King.

Absent—Excused.

Avis. Prendergast.
DeWolfe. Westbrook.
Kenyon. Williams
Martin. of Hardin.
Mosely.

Mr. McCombs moved the previous question on the engrossment of the bill, and the main question was ordered.

House bill No. 155 was then passed to engrossment.

HOUSE BILL NO. 155 ON THIRD READING.

Mr. Beck moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 155 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—105.

Mr. Speaker. Conway.
Acker. Cox of Navarro.
Ackerman. Cox of Lamar.
Adkins. Cox of Limestone.
Albritton. Davis.
Baker. Duvall.
Barnett. Enderby.
Bateman. Ewing.
Bond. Finn.
Bounds. Finlay.
Bradley. Forbes.
Brooks. Fuchs.
Carpenter. Gerron.
Chastain. Gilbert.
Coltrin. Giles.

Graves
of Williamson.
Hardy.
Harman.
Harper.
Harrison.
Hetley.
Hines.
Hogg.
Holder.
Hopkins.
Hornaday.
Hubbard.
Johnson
of Dimmit.
Johnson of Smith.
Jones.
Justiss.
Kayton.
Keeton.
Keller.
Kemble.
Kincaid.
Kinnear.
Land.
Lee.
Long of Houston.
Long of Wichita.
Marks.
Mauritz.
McCombs.
McDonald.
McGill.
Mehl.
Metcalfe.
Minor.
Montgomery.
Moore.
Morse.
Negley.
Nicholson.
Olsen.
Palmer.
Patterson.
Petsch.
Pope of Jones.
Pope of Nueces.
Purl.
Quinn.
Ray.
Reader.
Rogers.
Rountree.
Sanders.
Savage.
Shaver.
Shelton.
Sherrill.
Simmons.
Sinks.
Smith.
Speck.
Stephens.
Strong.
Tarwater.
Thurmond.
Tillotson.
Turner.
Van Zandt.
Veatch.
Waddell.
Wallace.
Walters.
Warwick.
Webb.
Wiggs.
Williams
of Sabine.
Williams
of Travis.
Woodall.
Woodruff.
Young.

Nays—9.

Eickenroht. Reid.
Graves of Erath. Richardson.
Kennedy. Shipman.
McKean. Snelgrove.
Pavlica.

Present—Not Voting.

Brice. Lemens.
Absent.
Anderson. Mankin.
Baldwin. Maynard.
Beck. Mullally.
Dunlap. Murphy.
Gates. O'Neill.
Harding. Pool.
Heaton. Renfro.
Jenkins. Stevenson.
Johnson of Scurry. Storey.
King. Thompson.
Loy. White.

Absent—Excused.

Avis.	Prendergast.
DeWolfe.	Westbrook.
Kenyon.	Williams
Martin.	of Hardin.
Mosely.	

The Speaker then laid House bill No. 155 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—104.

Mr. Speaker.	Kincaid.
Acker.	Kinnear.
Ackerman.	Land.
Adkins.	Lee.
Albritton.	Long of Houston.
Baker.	Marks.
Bateman.	Mauritz.
Beck.	McCombs.
Bond.	McDonald.
Bounds.	McGill.
Bradley.	Mehl.
Brooks.	Metcalf.
Carpenter.	Minor.
Chastain.	Montgomery.
Coltrin.	Moore.
Conway.	Morse.
Cox of Navarro.	Negley.
Cox of Lamar.	Nicholson.
Cox of Limestone.	Olsen.
Davis.	Palmer.
Duvall.	Patterson.
Enderby.	Pavlica.
Ewing.	Pope of Jones.
Finn.	Pope of Nueces.
Finlay.	Purl.
Forbes.	Quinn.
Fuchs.	Reader.
Gerron.	Reid.
Gilbert.	Rogers.
Giles.	Rountree.
Graves	Sanders.
of Williamson.	Savage.
Hardy.	Shaver.
Harman.	Shelton.
Harper.	Sherrill.
Harrison.	Shipman.
Hines.	Simmons.
Hogg.	Sinks.
Holder.	Smith.
Hopkins.	Speck.
Hornaday.	Stephens.
Hubbard.	Strong.
Johnson	Tarwater.
of Dimmit.	Thurmond.
Johnson	Turner.
of Smith.	Van Zandt.
Justiss.	Veatch.
Kayton.	Waddell.
Keeton.	Walters.
Keller.	Warwick.
Kemble.	Webb.
Kennedy.	Wiggs.

Williams
of Sabine.
Williams
of Travis.

Woodall.
Woodruff.
Young.

Nays—8.

Barnett.	McKean.
Brice.	Richardson.
Graves of Erath.	Snelgrove.
Heaton.	Wallace.

Present—Not Voting.

Lemens.

Absent.

Anderson.	Maynard.
Baldwin.	Mullally.
Dunlap.	Murphy.
Eickenroht.	O'Neill.
Gates.	Petsch.
Harding.	Pool.
Hefley.	Ray.
Jenkins.	Renfro.
Johnson of Scurry.	Stevenson.
King.	Storey.
Long of Wichita.	Thompson.
Loy.	Tillotson.
Mankin.	White.

Absent—Excused.

Avis.	Mosely.
DeWolfe.	Prendergast.
Jones.	Westbrook.
Kenyon.	Williams
Martin.	of Hardin.

HOUSE BILL NO. 80 ON SECOND READING.

On motion of Mr. Warwick, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 80, A bill to be entitled "An Act to ratify and adopt in principle the Canadian River Compact between the States of New Mexico, Texas and Oklahoma, executed on the 31st day of December, 1926, by the Commissioners of said States, which ratification and adoption is made subject to certain conditions, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time and was passed to engrossment.

HOUSE BILL NO. 80 ON THIRD READING.

Mr. Warwick moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 80 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—107.

Mr. Speaker.	Metcalf.
Acker.	Minor.
Ackerman.	Montgomery.
Adkins.	Moore.
Albritton.	Morse.
Baker.	Negley.
Barnett.	Nicholson.
Bond.	Olsen.
Bounds.	Palmer.
Brooks.	Patterson.
Carpenter.	Pavlica.
Chastain.	Petsch.
Conway.	Pool.
Cox of Navarro.	Pope of Jones.
Cox of Lamar.	Pope of Nueces.
Cox of Limestone.	Purl.
Davis.	Quinn.
Enderby.	Ray.
Ewing.	Reader.
Finn.	Renfro.
Finlay.	Richardson.
Forbes.	Rogers.
Gerron.	Rountree.
Gilbert.	Sanders.
Giles.	Savage.
Graves.	Shaver.
of Williamson.	Shelton.
Graves of Erath.	Sherrill.
Hardy.	Shipman.
Harman.	Simmons.
Harper.	Sinks.
Harrison.	Smith.
Heaton.	Snelgrove.
Hefley.	Speck.
Hogg.	Stephens.
Holder.	Strong.
Hopkins.	Tarwater.
Hornaday.	Thurmond.
Jenkins.	Tillotson.
Johnson.	Turner.
of Dimmit.	Van Zandt.
Johnson.	Veatch.
of Smith.	Waddell.
Jones.	Wallace.
Kayton.	Walters.
Keeton.	Warwick.
Keller.	Webb.
Kemble.	White.
Kincaid.	Wiggs.
Kinnear.	Williams.
Land.	of Sabine.
Lee.	Williams.
Lemens.	of Travis.
Long of Houston.	Woodall.
Mauritz.	Woodruff.
McDonald.	Young.
McGill.	

Nays—3.

Eickenroht.	Marks.
Kennedy.	

Absent.

Anderson.	Bateman.
Baldwin.	Beck.

Bradley.	Loy.
Brice.	Mankin.
Coltrin.	Maynard.
Dunlap.	McCombs.
Duvall.	McKean.
Fuchs.	Mehl.
Gates.	Mullally.
Harding.	Murphy.
Hines.	O'Neill.
Hubbard.	Reid.
Johnson of Scurry.	Stevenson.
King.	Storey.
Long of Wichita.	Thompson.

Absent—Excused.

Avis.	Mosely.
DeWolfe.	Prendergast.
Justiss.	Westbrook.
Kenyon.	Williams.
Martin.	of Hardin.

The Speaker then laid House bill No. 80 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—105.

Mr. Speaker.	Hubbard.
Acker.	Jenkins.
Ackerman.	Johnson.
Adkins.	of Dimmit.
Albritton.	Johnson of Scurry.
Baker.	Jones.
Barnett.	Kayton.
Bounds.	Keeton.
Bradley.	Keller.
Brice.	Kemble.
Brooks.	Kincaid.
Carpenter.	Kinnear.
Chastain.	Land.
Conway.	Lee.
Cox of Navarro.	Lemens.
Cox of Lamar.	Long of Houston.
Cox of Limestone.	Mankin.
Dunlap.	Marks.
Enderby.	McDonald.
Ewing.	McGill.
Eickenroht.	Metcalf.
Finn.	Minor.
Finlay.	Montgomery.
Forbes.	Morse.
Gerron.	Negley.
Gilbert.	Nicholson.
Giles.	Olsen.
Graves.	Patterson.
of Williamson.	Pavlica.
Graves of Erath.	Petsch.
Hardy.	Pool.
Harman.	Pope of Jones.
Harper.	Pope of Nueces.
Harrison.	Purl.
Heaton.	Quinn.
Hogg.	Ray.
Holder.	Reader.
Hornaday.	Renfro.

Richardson.	Turner.
Rogers.	Van Zandt.
Rountree.	Veatch.
Sanders.	Waddell.
Savage.	Walters.
Shaver.	Warwick.
Shelton.	Webb.
Sherrill.	White.
Shipman.	Wiggs.
Simmons.	Williams
Smith.	of Sabine.
Snelgrove.	Williams
Speck.	of Travis.
Stephens.	Woodall.
Strong.	Woodruff.
Tarwater.	Young.
Thurmond.	

Nays—1.

Kennedy.

Absent.

Anderson.	Loy.
Baldwin.	Mauritz.
Bateman.	Maynard.
Beck.	McCombs.
Bond.	McKean.
Coltrin.	Mehl.
Davis.	Moore.
Duvall.	Mullally.
Fuchs.	Murphy.
Gates.	O'Neill.
Harding.	Palmer.
Hefley.	Reid.
Hines.	Sinks.
Hopkins.	Stevenson.
Johnson of Smith.	Storey.
Kenyon.	Thompson.
King.	Tillotson.
Long of Wichita.	Wallace.

Absent—Excused.

Avis.	Prendergast.
DeWolfe.	Westbrook.
Justiss.	Williams
Martin.	of Hardin.
Mosely.	

SENATE BILL NO. 34 ON SECOND READING.

On motion of Mr. Harrison, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading,

S. B. No. 34, A bill to be entitled "An Act ratifying the Rio Grande Compact between the States of Colorado, New Mexico and Texas concerning the division of the waters of the Rio Grande above Fort Quitman, etc., and declaring an emergency."

The Speaker laid the bill before the House, it was read second time and was passed to third reading.

SENATE BILL NO. 34 ON THIRD READING.

Mr. Harrison moved that the constitutional rule requiring bills to be read on three several days be suspended and that Senate bill No. 34 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—103.

Mr. Speaker.	McKean.
Acker.	Metcalfe.
Ackerman.	Montgomery.
Adkins.	Morse.
Albritton.	Negley.
Baker.	Nicholson.
Barnett.	Olsen.
Bounds.	Palmer.
Bradley.	Patterson.
Brooks.	Pavlica.
Carpenter.	Petsch.
Chastain.	Pool.
Conway.	Pope of Nueces.
Cox of Navarro.	Ray.
Cox of Limestone.	Reader.
Davis.	Reid.
Enderby.	Renfro.
Ewing.	Richardson.
Finn.	Rogers.
Forbes.	Rountree.
Gerron.	Sanders.
Gilbert.	Savage.
Giles.	Shelton.
Graves	Sherrill.
of Williamson.	Shipman.
Graves of Erath.	Simmons.
Hardy.	Smith.
Harman.	Snelgrove.
Harper.	Speck.
Heaton.	Stephens.
Hines.	Stevenson.
Hogg.	Strong.
Holder.	Tarwater.
Hopkins.	Thurmond.
Hornaday.	Tillotson.
Hubbard.	Turner.
Jenkins.	Van Zandt.
Johnson	Veatch.
of Dimmit.	Waddell.
Johnson of Smith.	Wallace.
Kayton.	Walters.
Keeton.	Warwick.
Kemble.	Webb.
Kincaid.	White.
Kinnear.	Wiggs.
Land.	Williams
Lee.	of Sabine.
Long of Houston.	Williams
Marks.	of Travis.
Mauritz.	Woodall.
McDonald.	Woodruff.
McGill.	Young.

Nays—1.

Kennedy.

Absent.

Anderson.	King.
Baldwin.	Lemens.
Bateman.	Long of Wichita.
Beck.	Loy.
Bond.	Mankin.
Brice.	Maynard.
Coltrin.	McCombs.
Cox of Lamar.	Mehl.
Dunlap.	Minor.
Duvall.	Moore.
Eickenroht.	Mullally.
Finlay.	Murphy.
Fuchs.	O'Neill.
Gates.	Pope of Jones.
Harding.	Purl.
Harrison.	Quinn.
Hefley.	Sinks.
Johnson of Scurry.	Storey.
Keller.	Thompson.

Absent—Excused.

Avis.	Mosely.
DeWolfe.	Prendergast.
Jones.	Shaver.
Justiss.	Westbrook.
Kenyon.	Williams
Martin.	of Hardin.

The Speaker then laid Senate bill No. 34 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—107.

Mr. Speaker.	Graves of Erath.
Acker.	Harman.
Ackerman.	Harper.
Adkins.	Harrison.
Albritton.	Heaton.
Baker.	Hines.
Barnett.	Hogg.
Bounds.	Holder.
Bradley.	Hornaday.
Brice.	Hubbard.
Brooks.	Johnson
Carpenter.	of Dimmit.
Chastain.	Johnson of Smith.
Coltrin.	Jones.
Conway.	Kayton.
Cox of Navarro.	Keeton.
Cox of Limestone.	Keller.
Davis.	Kemble.
Enderby.	Kennedy.
Ewing.	Kincaid.
Eickenroht.	Kinnear.
Finn.	Land.
Finlay.	Lee.
Forbes.	Marks.
Gerron.	Mauritz.
Gilbert.	Maynard.
Giles.	McCombs.
Graves	McDonald.
of Williamson.	McGill.

Metcalfe.	Sherrill.
Minor.	Shipman.
Montgomery.	Simmons.
Morse.	Sinks.
Negley.	Smith.
Nicholson.	Snelgrove.
Olsen.	Speck.
Palmer.	Stephens.
Patterson.	Stevenson.
Pavlica.	Thurmond.
Petsch.	Turner.
Pool.	Van Zandt.
Pope of Jones.	Veatch.
Pope of Nueces.	Waddell.
Purl.	Wallace.
Quinn.	Walters.
Ray.	Warwick.
Reader.	Webb.
Reid.	Wiggs.
Renfro.	Williams
Richardson.	of Sabine.
Rogers.	Williams
Rountree.	of Travis.
Sanders.	Woodall.
Savage.	Woodruff.
Shaver.	Young.
Shelton.	

Absent.

Anderson.	Lemens.
Baldwin.	Long of Houston.
Bateman.	Long of Wichita.
Beck.	Loy.
Bond.	Mankin.
Cox of Lamar.	McKean.
Dunlap.	Mehl.
Duvall.	Moore.
Fuchs.	Mullally.
Gates.	Murphy.
Hardy.	O'Neill.
Harding.	Storey.
Hefley.	Strong.
Hopkins.	Tarwater.
Jenkins.	Thompson.
Johnson of Scurry.	Tillotson.
King.	White.

Absent—Excused.

Avis.	Mosely.
DeWolfe.	Prendergast.
Justiss.	Westbrook.
Kenyon.	Williams
Martin.	of Hardin.

INVITATION TO MEMBERS TO ATTEND LAWN PARTY AT GOVERNOR'S MANSION.

The Speaker laid before the House and had read the following invitation:

Executive Mansion,
Austin, Texas.

Governor and Mrs. Dan Moody will be at home to the members of the House of Representatives and their families

on Thursday evening, May 16, 1929, from 8 to 10 o'clock, Executive Mansion lawn party.

INVITATION TO MEMBERS TO VISIT AUSTIN STATE SCHOOL.

The Speaker laid before the House and had read the following invitation:

Austin State School,
Austin, Texas, May 13, 1929.

Honorable V. E. Conway, Chairman,
Eleemosynary Committee, Austin,
Texas.

Dear Sir: I wish to extend to you an invitation to be present with us at 8 o'clock on Tuesday evening, May 14th, when the children of the school will (weather permitting) present an open-air operetta, a program of which is herewith enclosed.

I am requesting you to please extend an invitation to the members of the House to be present if they desire to do so.

Yours very sincerely,
J. W. BRADFELD,
Superintendent.

HOUSE BILL NO. 176 ON SECOND READING.

On motion of Mr. Giles, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 176, A bill to be entitled "An Act to safeguard the public in the purchase of pure-bred agricultural seed, true to name; providing that the State Board of Plant Breeder Examiners shall be hereafter known as the State Seed and Plant Board; further defining their duties; establishing a system of registration and certification for agricultural field crops; providing that the State Seed and Plant Board shall prescribe all necessary rules and regulations and pass upon the applications of breeders and growers for registration and certification; providing further, that the Commissioner of Agriculture shall make necessary inspections for the proper enforcement of said act, and shall have printed tags placed upon the bags and other containers of agricultural field seed offered for sale under the terms of this act, and shall charge a fee for same to enforce the provisions of this act; prescribing penalties for the violation of said act, providing that this act shall be cumulative of Chapter 2, of Title 4, Volume I, Revised Civil Statutes of Texas of 1925, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time and was passed to engrossment.

HOUSE BILL NO. 137 ON SECOND READING.

On motion of Mr. Harman, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 137, A bill to be entitled "An Act validating the sale of real estate by executors and administrators when citation was published as provided in Chapter 179, Acts of Regular Session, 1917, being now Article 28 of the Revised Civil Statutes of Texas, 1925, and where such citation was not posted as provided in Article 3568 of the Revised Civil Statutes of Texas, 1925, and declaring an emergency."

The Speaker laid the bill before the House and it was read second time.

Mr. Harman offered the following (committee) amendment to the bill:

Amend House bill No. 137 by adding to Section 1 the following: "So far as defect in serving citation is concerned."

The amendment was adopted.

House bill No. 137 was then passed to engrossment.

HOUSE BILL NO. 137 ON THIRD READING.

Mr. Harman moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 137 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—111.

Mr. Speaker.	Forbes.
Acker.	Fuchs.
Adkins.	Gerron.
Albritton.	Gilbert.
Baker.	Graves
Bateman.	of Williamson.
Bounds.	Graves of Erath.
Bradley.	Harman.
Brice.	Harper.
Brooks.	Harrison.
Carpenter.	Heaton.
Coltrin.	Hefley.
Conway.	Hines.
Cox of Navarro.	Hogg.
Cox of Lamar.	Hopkins.
Cox of Limestone.	Hornaday.
Enderby.	Hubbard.
Ewing.	Jenkins.
Finlay.	Johnson of Smith.

Johnson	Quinn.
of Dimmit.	Ray.
Justiss.	Reader.
Keller.	Reid.
Kemble.	Renfro.
Kennedy.	Richardson.
Kincaid.	Rogers.
King.	Rountree.
Kinnear.	Sanders.
Lee.	Savage.
Lemens.	Shaver.
Long of Houston.	Sherrill.
Mankin.	Shipman.
Marks.	Simmons.
Mauritz.	Sinks.
Maynard.	Smith.
McCombs.	Speck.
McDonald.	Stephens.
McGill.	Strong.
Mehl.	Tarwater.
Metcalfe.	Thurmond.
Minor.	Turner.
Montgomery.	Van Zandt.
Moore.	Veatch.
Morse.	Waddell.
Negley.	Wallace.
Nicholson.	Walters.
Olsen.	Warwick.
O'Neill.	Wiggs.
Palmer.	Williams
Patterson.	of Sabine.
Pavlica.	Williams
Petsch.	of Travis.
Pope of Jones.	Woodall.
Pope of Nueces.	Woodruff.
Purl.	Young.

Nays—4.

Beck.	Holder.
Eickenroht.	Snelgrove.

Absent.

Ackerman.	Kayton.
Anderson.	Keeton.
Baldwin.	Land.
Barnett.	Long of Wichita.
Bond.	Loy.
Chastain.	McKean.
Davis.	Mullally.
Dunlap.	Murphy.
Duvall.	Pool.
Finn.	Stevenson.
Gates.	Storey.
Giles.	Thompson.
Hardy.	Tillotson.
Harding.	Webb.
Johnson of Scurry.	White.

Absent—Excused.

Avis.	Prendergast.
DeWolfe.	Shelton.
Jones.	Westbrook.
Kenyon.	Williams
Martin.	of Hardin.
Mosely.	

The Speaker then laid House bill No. 137 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—109.

Mr. Speaker.	McCombs.
Acker.	McDonald.
Ackerman.	McGill.
Adkins.	Mehl.
Albritton.	Metcalfe.
Baker.	Minor.
Bateman.	Montgomery.
Bond.	Moore.
Bounds.	Morse.
Bradley.	Murphy.
Brice.	Negley.
Brooks.	Nicholson.
Carpenter.	Olsen.
Chastain.	O'Neill.
Coltrin.	Palmer.
Conway.	Patterson.
Cox of Navarro.	Pavlica.
Cox of Lamar.	Petsch.
Cox of Limestone.	Pope of Jones.
Enderby.	Pope of Nueces.
Ewing.	Purl.
Finlay.	Quinn.
Forbes.	Ray.
Fuchs.	Reader.
Gerron.	Reid.
Gilbert.	Renfro.
Graves	Richardson.
of Williamson.	Rogers.
Graves of Erath.	Rountree.
Harman.	Sanders.
Harper.	Savage.
Harrison.	Shaver.
Heaton.	Sherrill.
Hefley.	Shipman.
Hines.	Simmons.
Hogg.	Sinks.
Hubbard.	Smith.
Jenkins.	Speck.
Johnson	Stephens.
of Dimmit.	Strong.
Johnson of Smith.	Tarwater.
Jones.	Thurmond.
Justiss.	Turner.
Keller.	Veatch.
Kemble.	Waddell.
Kennedy.	Wallace.
Kincaid.	Walters.
King.	Warwick.
Kinnear.	Wiggs.
Land.	Williams
Lee.	of Sabine.
Lemens.	Williams
Long of Houston.	of Travis.
Mankin.	Woodall.
Marks.	Woodruff.
Mauritz.	Young.
Maynard.	

Nays—3.

Holder. Snelgrove.
Hopkins.

Absent.

Anderson. Kayton.
Baldwin. Keeton.
Barnett. Long of Wichita.
Beck. Loy.
Davis. McKean.
Dunlap. Mullally.
Duvall. Pool.
Eickenroht. Stevenson.
Finn. Storey.
Gates. Thompson.
Giles. Tillotson.
Hardy. Van Zandt.
Harding. Webb.
Hornaday. White.
Johnson of Scurry.

Absent—Excused.

Avis. Prendergast.
DeWolfe. Shelton.
Kenyon. Westbrook.
Martin. Williams
Mosely. of Hardin.

HOUSE BILL NO. 176 ON THIRD
READING.

Mr. Giles moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 176 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—102.

Mr. Speaker. Gerron.
Acker. Gilbert.
Ackerman. Giles.
Adkins. Graves
Albritton. of Williamson.
Baker. Graves of Erath.
Barnett. Hardy.
Bateman. Harman.
Bounds. Harper.
Bradley. Harrison.
Brice. Heaton.
Brooks. Hines.
Carpenter. Hogg.
Chastain. Holder.
Coltrin. Hopkins.
Conway. Hornaday.
Cox of Navarro. Hubbard.
Cox of Lamar. Jenkins.
Cox of Limestone. Johnson
Enderby. of Dimmit.
Ewing. Johnson of Smith.
Finn. Jones.
Finlay. Kayton.
Forbes. Keller.
Fuchs. Kemble.

Kincaid. Rountree.
King. Sanders.
Kinneear. Savage.
Land. Shaver.
Lee. Shelton.
Lemens. Sherrill.
Long of Houston. Shipman.
Marks. Simmons.
Mauritz. Sinks.
Maynard. Smith.
McCombs. Stephens.
McDonald. Tarwater.
McGill. Thurmond.
Mehl. Turner.
Minor. Van Zandt.
Morse. Veatch.
Negley. Waddell.
Olsen. Wallace.
O'Neill. Walters.
Palmer. Warwick.
Patterson. Wiggs.
Pavlica. Williams
Petsch. of Sabine.
Pope of Jones. Williams
Quinn. of Travis.
Ray. Woodall.
Reid. Woodruff.
Richardson. Young.
Rogers.

Nays—5.

Bond. McKean.
Eickenroht. Snelgrove.
Kennedy.

Absent.

Anderson. Mullally.
Baldwin. Murphy.
Beck. Nicholson.
Davis. Pool.
Dunlap. Pope of Nueces.
Duvall. Purl.
Gates. Reader.
Harding. Renfro.
Hefley. Speck.
Johnson of Scurry. Stevenson.
Keeton. Storey.
Long of Wichita. Strong.
Loy. Thompson.
Mankin. Tillotson.
Metcalf. Webb.
Montgomery. White.
Moore.

Absent—Excused.

Avis. Mosely.
DeWolfe. Prendergast.
Justiss. Westbrook.
Kenyon. Williams
Martin. of Hardin.

The Speaker then laid House bill No. 176 before the House on its third reading and final passage.

The bill was read third time.

Mr. Pope of Nueces offered the following amendment to the bill:

Amend House bill No. 176, page 2, by striking out all of line 38 after the word "applicant" and all of line 39 except the word "it" and insert the following: "and deposit same in the State Treasury."

The amendment was adopted.

House bill No. 176 was then passed by the following vote:

Yeas—105.

Mr. Speaker.	Mankin.
Acker.	Marks.
Ackerman.	Mauritz.
Adkins.	Maynard.
Baker.	McCombs.
Barnett.	McGill.
Bateman.	Mehl.
Bounds.	Minor.
Bradley.	Moore.
Brice.	Morse.
Brooks.	Murphy.
Carpenter.	Negley.
Chastain.	Nicholson.
Coltrin.	Olsen.
Conway.	O'Neill.
Cox of Navarro.	Palmer.
Cox of Lamar.	Patterson.
Cox of Limestone.	Pavlica.
Enderby.	Petsch.
Ewing.	Pope of Jones.
Eickenroht.	Pope of Nueces.
Finn.	Purl.
Finlay.	Quinn.
Forbes.	Reader.
Fuchs.	Reid.
Gerron.	Renfro.
Gilbert.	Richardson.
Giles.	Rogers.
Graves.	Rountree.
of Williamson.	Sanders.
Graves of Erath.	Savage.
Hardy.	Shaver.
Harman.	Shelton.
Harper.	Sherrill.
Harrison.	Shipman.
Heaton.	Simmons.
Hines.	Sinks.
Hogg.	Smith.
Hornaday.	Stephens.
Hubbard.	Strong.
Johnson of Smith.	Tarwater.
Justiss.	Thurmond.
Kayton.	Turner.
Keeton.	Van Zandt.
Keller.	Veatch.
Kennedy.	Waddell.
Kincaid.	Wallace.
King.	Walters.
Kinnear.	Warwick.
Land.	Williams.
Lee.	of Sabine.
Lemens.	Williams.
Long of Houston.	of Travis.
Long of Wichita.	Woodall.

Nays—2.

McKean.

Snelgrove.

Present—Not Voting.

Jones.

Absent.

Albritton.	Loy.
Anderson.	McDonald.
Baldwin.	Metcalfe.
Beck.	Montgomery.
Bond.	Mullally.
Davis.	Pool.
Dunlap.	Ray.
Duvall.	Speck.
Gates.	Stevenson.
Harding.	Storey.
Hefley.	Thompson.
Holder.	Tillotson.
Hopkins.	Webb.
Jenkins.	White.
Johnson.	Wiggs.
of Dimmit.	Woodruff.
Johnson of Scurry.	Young.
Kemble.	

Absent—Excused.

Avis.	Prendergast.
DeWolfe.	Westbrook.
Kenyon.	Williams.
Martin.	of Hardin.
Mosely.	

HOUSE BILL NO. 207 ON SECOND READING.

On motion of Mr. Albritton, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 207, A bill to be entitled "An Act defining an emigrant agent, and providing a license fee therefor, and bond necessary to be given, and providing penalties for a violation of this act, or making false statements in connection therewith, and declaring an emergency."

The Speaker laid the bill before the House and it was read second time.

Mr. Johnson of Dimmit offered the following (committee) amendment to the bill:

Amend House bill No. 207 by adding in line 1 of Section 4, after the word "carrier," "or steamship company," and by striking out of Section 4 the following words: "or in employing or transporting laborers to work for it."

The amendment was adopted.

House bill No. 207 was then passed to engrossment.

HOUSE BILL NO. 207 ON THIRD
READING.

Mr. Johnson of Dimmit moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 207 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—102.

Mr. Speaker.	Mauritz.
Acker.	McCombs.
Ackerman.	McDonald.
Adkins.	McGill.
Albritton.	McKean.
Baker.	Mehl.
Barnett.	Metcalfe.
Bateman.	Minor.
Bounds.	Montgomery.
Bradley.	Moore.
Brice.	Morse.
Carpenter.	Negley.
Chastain.	Olsen.
Coltrin.	O'Neill.
Conway.	Palmer.
Cox of Lamar.	Patterson.
Cox of Limestone.	Pavlica.
Dunlap.	Petsch.
Enderby.	Pope of Jones.
Ewing.	Pope of Nueces.
Finn.	Purl.
Finlay.	Quinn.
Forbes.	Ray.
Gerron.	Reader.
Gilbert.	Rogers.
Giles.	Rountree.
Graves of Erath.	Sanders.
Hardy.	Shaver.
Harman.	Sherrill.
Harper.	Shipman.
Heaton.	Simmons.
Hefley.	Sinks.
Hines.	Smith.
Holder.	Snelgrove.
Hornaday.	Speck.
Johnson	Stephens.
of Dimmit.	Stevenson.
Johnson of Smith.	Tarwater.
Jones.	Thurmond.
Justiss.	Tillotson.
Kayton.	Turner.
Keller.	Van Zandt.
Kemble.	Veatch.
Kennedy.	Waddell.
Kincaid.	Walters.
King.	White.
Kinnear.	Wiggs.
Land.	Williams
Lee.	of Sabine.
Lemens.	Williams
Long of Houston.	of Travis.
Long of Wichita.	Woodall.
Mankin.	Woodruff.
Marks.	.

Nays—6.

Brooks.	Jenkins.
Eickenroht.	Reid.
Harrison.	Savage.

Present—Not Voting.

Storey.

Absent.

Anderson.	Johnson of Scurry.
Baldwin.	Keeton.
Beck.	Loy.
Bond.	Maynard.
Cox of Navarro.	Mullally.
Davis.	Murphy.
Duvall.	Nicholson.
Fuchs.	Pool.
Gates.	Renfro.
Graves	Richardson.
of Williamson.	Strong.
Harding.	Thompson.
Hogg.	Warwick.
Hopkins.	Webb.
Hubbard.	Young.

Absent—Excused.

Avis.	Shelton.
DeWolfe.	Wallace.
Kenyon.	Westbrook.
Martin.	Williams
Mosely.	of Hardin.
Prendergast.	

The Speaker then laid House bill No. 207 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—102.

Mr. Speaker.	Graves of Erath.
Acker.	Hardy.
Ackerman.	Harman.
Adkins.	Harper.
Albritton.	Heaton.
Baker.	Hefley.
Barnett.	Hines.
Bounds.	Holder.
Bradley.	Hopkins.
Brice.	Hornaday.
Carpenter.	Johnson
Chastain.	of Dimmit.
Coltrin.	Johnson of Smith.
Cox of Lamar.	Jones.
Cox of Limestone.	Justiss.
Dunlap.	Keller.
Enderby.	Kemble.
Ewing.	Kennedy.
Finn.	Kenyon.
Finlay.	Kincaid.
Forbes.	Kinnear.
Fuchs.	Land.
Gerron.	Lee.
Gilbert.	Lemens.
Giles.	Long of Houston.

Mankin.	Sherrill.
Mauritz.	Shipman.
McCombs.	Simmons.
McDonald.	Sinks.
McGill.	Smith.
McKean.	Snelgrove.
Mehl.	Speck.
Metcalf.	Stephens.
Minor.	Stevenson.
Montgomery.	Storey.
Moore.	Strong.
Morse.	Tarwater.
Negley.	Thurmond.
Olsen.	Tillotson.
O'Neill.	Turner.
Palmer.	Van Zandt.
Patterson.	Veatch.
Pavlica.	Waddell.
Pope of Jones.	Walters.
Pope of Nueces.	Warwick.
Quinn.	White.
Ray.	Wiggs.
Reader.	Williams
Reid.	of Sabine.
Rogers.	Williams
Sanders.	of Travis.
Shaver.	Woodall.
Shelton.	Woodruff.

Nays—6.

Brooks.	Maynard.
Harrison.	Purl.
Jenkins.	Savage.

Absent.

Anderson.	Keeton.
Baldwin.	King.
Bateman.	Long of Wichita.
Beck.	Loy.
Bond.	Marks.
Conway.	Mullally.
Cox of Navarro.	Murphy.
Davis.	Nicholson.
Duvall.	Petsch.
Eickenroht.	Pool.
Gates.	Renfro.
Graves	Richardson.
of Williamson.	Rountree.
Harding.	Thompson.
Hogg.	Webb.
Hubbard.	Young.
Johnson of Scurry.	

Absent—Excused.

Avis.	Prendergast.
DeWolfe.	Wallace.
Kayton.	Westbrook.
Martin.	Williams
Mosely.	of Hardin.

HOUSE BILL NO. 179 ON SECOND
READING.

On motion of Mr. Woodall, the regular order of business was suspended to take

up and have placed on its second reading and passage to engrossment,

H. B. No. 179. A bill to be entitled "An Act authorizing persons who, while acting as a duly elected and qualified tax collector of any county in Texas, erroneously paid to the county any excess fees of office, to sue the county for the fees so erroneously paid; authorizing payment of a claim without the necessity of suit; providing that the plea of limitation shall not be available to the county as a defense against such action; that the plea of limitation shall not be available to the plaintiff against cross-actions brought by the defending county, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time and was passed to engrossment.

HOUSE BILL NO. 179 ON THIRD
READING.

Mr. Woodall moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 179 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—103.

Mr. Speaker.	Hefley.
Acker.	Hines.
Ackerman.	Hogg.
Adkins.	Holder.
Albritton.	Hornaday.
Baker.	Jenkins.
Barnett.	Johnson
Bateman.	of Smith.
Bounds.	Justiss.
Bradley.	Keeton.
Brice.	Keller.
Brooks.	Kemble.
Carpenter.	Kincaid.
Chastain.	King.
Coltrin.	Kinnear.
Cox of Navarro.	Land.
Cox of Lamar.	Lee.
Cox of Limestone.	Lemens.
Enderby.	Long of Houston.
Ewing.	Mankin.
Eickenroht.	Marks.
Finn.	Mauritz.
Finlay.	Maynard.
Forbes.	McCombs.
Fuchs.	McDonald.
Gerron.	McGill.
Giles.	Mehl.
Graves of Erath.	Metcalf.
Hardy.	Minor.
Harper.	Montgomery.
Harrison.	Moore.
Heaton.	Morse.

Mullally.	Sinks.
Murphy.	Speck.
Negley.	Stephens.
O'Neill.	Storey.
Palmer.	Strong.
Patterson.	Tarwater.
Pavlica.	Thurmond.
Petsch.	Tillotson.
Pope of Jones.	Turner.
Pope of Nueces.	Van Zandt.
Purl.	Veatch.
Quinn.	Waddell.
Ray.	Walters.
Richardson.	Webb.
Rogers.	White.
Rountree.	Williams
Savage.	of Sabine.
Shaver.	Williams
Shelton.	of Travis.
Sherrill.	Woodall.
Shipman.	Woodruff.
Simmons.	

Nays—1.

Kennedy.

Present—Not Voting.

Smith.

Absent.

Anderson.	Johnson of Scurry.
Baldwin.	Kayton.
Beck.	Long of Wichita.
Bond.	Loy.
Conway.	McKean.
Davis.	Nicholson.
Dunlap.	Olsen.
Duvall.	Pool.
Gates.	Reader.
Gilbert.	Reid.
Graves	Renfro.
of Williamson.	Sanders.
Harding.	Snelgrove.
Harman.	Stevenson.
Hopkins.	Thompson.
Hubbard.	Warwick.
Johnson	Wiggs.
of Dimmit.	Young.

Absent—Excused.

Avis.	Prendergast.
DeWolfe.	Wallace.
Jones.	Westbrook.
Kenyon.	Williams
Martin.	of Hardin.
Mosely.	

The Speaker then laid House bill No. 179 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—103.

Mr. Speaker.	Ackerman.
Acker.	Adkins.

Albritton.	McDonald.
Baker.	McGill.
Barnett.	Mehl.
Bateman.	Metcalf.
Bounds.	Minor.
Bradley.	Montgomery.
Brice.	Moore.
Brooks.	Morse.
Carpenter.	Mullally.
Chastaip.	Negley.
Coltrin.	O'Neill.
Cox of Navarro.	Palmer.
Cox of Lamar.	Patterson.
Cox of Limestone.	Pavlica.
Enderby.	Petsch.
Ewing.	Pope of Jones.
Eickenroht.	Purl.
Finn.	Ray.
Finlay.	Renfro.
Forbes.	Richardson.
Fuchs.	Rogers.
Gerron.	Rountree.
Giles.	Savage.
Graves of Erath.	Shaver.
Harper.	Shelton.
Harrison.	Sherrill.
Heaton.	Shipman.
Hefley.	Simmons.
Hines.	Sinks.
Hogg.	Smith.
Holder.	Speck.
Hopkins.	Stephens.
Hornaday.	Storey.
Jenkins.	Strong.
Johnson of Smith.	Tarwater.
Jones.	Thurmond.
Justiss.	Tillotson.
Keeton.	Turner.
Keller.	Van Zandt.
Kemble.	Veatch.
Kennedy.	Waddell.
Kincaid.	Walters.
King.	Webb.
Kinnear.	White.
Land.	Williams
Lee.	of Sabine.
Lemens.	Williams
Long of Houston.	of Travis.
Mankin.	Woodall.
Mauritz.	Woodruff.
Maynard.	Young.
McCombs.	

Nays—1.

Hardy.

Present—Not Voting.

Marks.

Quinn.

Absent.

Anderson.	Dunlap.
Baldwin.	Duvall.
Beck.	Gates.
Bond.	Gilbert.
Conway.	Graves
Davis.	of Williamson.

Harding.	Olsen.
Harman.	Pool.
Hubbard.	Pope of Nueces.
Johnson	Reader.
of Dimmit.	Reid.
Johnson of Scurry.	Sanders.
Kayton.	Snelgrove.
Long of Wichita.	Stevenson.
Loy.	Thompson.
McKean.	Warwick.
Murphy.	Wiggs.
Nicholson.	

Absent—Excused.

Avis.	Prendergast.
DeWolfe.	Wallace.
Kenyon.	Westbrook.
Martin.	Williams
Mosely.	of Hardin.

LEAVE OF ABSENCE GRANTED.

Mr. Thompson was granted leave of absence for yesterday and today, on motion of Mr. Hogg, on account of important business.

MESSAGE FROM THE GOVERNOR.

Mr. Pat Daugherty, secretary to the Governor, appeared at the bar of the House and, being duly announced, presented the following message from the Governor, which was read to the House, as follows:

Executive Office,

Austin, Texas, May 14, 1929.

To the Members of the Forty-first Legislature:

I herewith submit for your consideration the following:

1. The attached bill to create Brazoria County Drainage District No. 5, in Brazoria county, Texas.

2. Your attention is respectfully called to the decision of the Court of Civil Appeals for the Fourth Supreme Judicial District at San Antonio in the case of Leal vs. Burger, 299 S. W. 497, in which it is held that Article 2241, Revised Civil Statutes, was repealed by an act of the Legislature in 1925. By the elimination of this article from the statutes indigent litigants are in effect denied the right of appeal in civil cases in which they are unable to pay or secure the payment of costs. Justice should be within the reach of the poorest man. This omission in our law should be cured at the earliest practicable moment by the enactment of some statute making it possible for indigent

litigants to carry their cases before the appellate courts.

Respectfully submitted,
DAN MOODY,
Governor.

HOUSE BILL NO. 196 ON SECOND READING.

On motion of Mr. Petsch, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 196, A bill to be entitled "An Act amending Article 1377 of the Penal Code of Texas, as revised in 1925, providing for a more efficient law prohibiting hunting or fishing on the enclosed lands of another without the consent of the owner of the lands; and providing that this act shall not apply to any of said enclosed lands, the owner of which has such lands leased at said time for hunting or fishing privileges for a greater sum than 25 cents per acre, or has charged any person a greater sum than \$4.00 per day per person for the privilege of hunting thereon in which any prosecution may be filed hereunder; providing a penalty for violation thereof, and repealing Article 1378 of the Penal Code of Texas, as revised in 1925, and all laws in conflict herewith."

The Speaker laid the bill before the House and it was read second time.

Question recurring on the engrossment of the bill, yeas and nays were demanded.

House bill No. 196 was then passed to engrossment by the following vote:

Yeas—64.

Mr. Speaker.	Jones.
Acker.	Keeton.
Bounds.	Keller.
Bradley.	Kemble.
Brooks.	Kincaid.
Chastain.	King.
Coltrin.	Kinnear.
Conway.	Lee.
Cox of Navarro.	Lemens.
Cox of Limestone.	Mankin.
Ewing.	Marks.
Finlay.	Mauritz.
Forbes.	McCombs.
Fuchs.	McGill.
Graves of Erath.	McKean.
Hines.	Mehl.
Hogg.	Montgomery.
Holder.	Morse.
Hornaday.	Mullally.
Hubbard.	Negley.
Jenkins.	Nicholson.
Johnson of Smith.	O'Neill.

Patterson.	Sherrill.
Petsch.	Simmons.
Pope of Jones.	Sinks.
Pope of Nueces.	Smith.
Purl.	Stevenson.
Ray.	Strong.
Renfro.	Tillotson.
Rogers.	Waddell.
Sanders.	Warwick.
Shelton.	Woodall.

Nays—40.

Ackerman.	Olsen.
Adkins.	Palmer.
Albritton.	Pavlica.
Baker.	Quinn.
Barnett.	Reader.
Bateman.	Richardson.
Beck.	Rountree.
Bond.	Shaver.
Brice.	Shipman.
Cox of Lamar.	Snelgrove.
Enderby.	Speck.
Finn.	Stephens.
Gerron.	Storey.
Hardy.	Thurmond.
Harper.	Turner.
Harrison.	Wallace.
Hopkins.	White.
Justiss.	Wiggs.
Long of Houston.	Williams
Long of Wichita.	of Sabine.
Maynard.	Woodruff.

Present—Not Voting.

Giles.	Veatch.
Heaton.	Webb.
Kennedy.	Williams
Van Zandt.	of Travis.

Absent.

Anderson.	Johnson of Scurry.
Baldwin.	Kayton.
Carpenter.	Land.
Davis.	Loy.
Dunlap.	McDonald.
Duvall.	Metcalf.
Eickenroht.	Minor.
Gates.	Moore.
Gilbert.	Murphy.
Graves	Pool.
of Williamson.	Reid.
Harding.	Savage.
Harman.	Tarwater.
Hefley.	Thompson.
Johnson	Walters.
of Dimmit.	Young.

Absent—Excused.

Avis.	Prendergast.
DeWolfe.	Westbrook.
Kenyon.	Williams
Martin.	of Hardin.
Mosely.	

Mr. Sanders moved to reconsider the vote by which the bill was engrossed.

The motion to reconsider prevailed.

Mr. Sanders offered the following amendment to the bill:

Amend House bill No. 196 by striking out, in line 26, the words "or dogs."

The amendment was adopted.

On motion of Mr. Petsch, the bill was postponed temporarily.

HOUSE BILL NO. 122 ON SECOND READING.

On motion of Mr. Kincaid, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 122, A bill to be entitled "An Act to provide for the sexual sterilization of inmates of State institutions in certain cases; prescribing the method of procedure and fixing the duties of officials concerned therewith, and declaring an emergency."

The Speaker laid the bill before the House and it was read second time.

Mr. Savage moved the previous question on the engrossment of the bill, and the main question was ordered.

Mr. Wallace moved to reconsider the vote by which the previous question was ordered.

Mr. Woodall moved to table the motion to reconsider.

Yeas and nays were demanded and the motion to table prevailed by the following vote:

Yeas—72.

Mr. Speaker.	Keeton.
Acker.	Keller.
Adkins.	Kemble.
Baker.	Kincaid.
Bounds.	King.
Bradley.	Kinnear.
Carpenter.	Lee.
Chastain.	Long of Houston.
Coltrin.	Long of Wichita.
Conway.	Marks.
Cox of Lamar.	McCombs.
Cox of Limestone.	Metcalf.
Finlay.	Montgomery.
Fuchs.	Moore.
Gerron.	Morse.
Gilbert.	Negley.
Giles.	Nicholson.
Graves of Erath.	Olsen.
Hardy.	Palmer.
Heaton.	Patterson.
Hines.	Pool.
Hogg.	Pope of Jones.
Holder.	Ray.
Jenkins.	Reader.
Kayton.	Richardson.

Shelton.
Sherrill.
Simmons.
Sinks.
Snelgrove.
Speck.
Stephens.
Thurmond.
Tillotson.
Turner.
Van Zandt.
Veatch.

Walters.
Warwick.
Webb.
White.
Wiggs.
Williams
of Sabine.
Williams
of Travis.
Woodall.
Woodruff.
Young.

Nays—47.

Ackerman.
Albritton.
Barnett.
Baleman.
Bond.
Brice.
Brooks.
Dunlap.
Enderby.
Eickenroht.
Finn.
Graves
of Williamson.
Harding.
Harman.
Harper.
Harrison.
Hubbard.
Johnson
of Dimmit.
Johnson
of Smith.
Jones.
Justiss.
Kennedy.

Land.
Lemens.
Maynard.
McDonald.
McGill.
McKean.
Minor.
Mullally.
Murphy.
O'Neill.
Pavlica.
Petsch.
Quinn.
Reid.
Renfro.
Rogers.
Rountree.
Sanders.
Savage.
Shipman.
Stevenson.
Storey.
Tarwater.
Waddell.
Wallace.

Absent.

Anderson.
Baldwin.
Beck.
Cox of Navarro.
Davis.
Duvall.
Ewing.
Forbes.
Gates.
Hefley.
Hopkins.

Hornaday.
Johnson of Scurry.
Loy.
Mankin.
Mauritz.
Mehl.
Pope of Nueces.
Purl.
Strong.
Thompson.

Absent—Excused.

Avis.
DeWolfe.
Kenyon.
Martin.
Mosely.
Prendergast.

Shaver.
Smith.
Westbrook.
Williams
of Hardin.

House bill No. 122 was then passed
to engrossment by the following vote:

Yeas—87.

Acker. Ackerman.

Adkins.
Barnett.
Bounds.
Bradley.
Brice.
Carpenter.
Chastain.
Coltrin.
Conway.
Cox of Limestone.
Davis.
Dunlap.
Ewing.
Finn.
Finlay.
Fuchs.
Gerron.
Gilbert.
Giles.
Hardy.
Harding.
Harman.
Heaton.
Hines.
Hogg.
Holder.
Hubbard.
Jenkins.
Kayton.
Keeton.
Kemble.
Kincaid.
King.
Kinnear.
Lee.
Long of Houston.
Long of Wichita.
Marks.
Mauritz.
McCombs.
McDonald.
McKean.
Metcalf.
Montgomery.

Moore.
Morse.
Mullally.
Murphy.
Negley.
Nicholson.
Olsen.
Palmer.
Patterson.
Pavlica.
Petsch.
Purl.
Quinn.
Ray.
Reader.
Richardson.
Rogers.
Savage.
Shaver.
Shelton.
Sherrill.
Snelgrove.
Stephens.
Strong.
Tarwater.
Thurmond.
Tillotson.
Turner.
Van Zandt.
Veatch.
Waddell.
Walters.
Warwick.
Webb.
White.
Wiggs.
Williams
of Sabine.
Williams
of Travis.
Woodall.
Woodruff.
Young.

Nays—37.

Albritton.
Baker.
Bateman.
Bond.
Brooks.
Cox of Lamar.
Enderby.
Eickenroht.
Forbes.
Graves
of Williamson.
Graves of Erath.
Harper.
Harrison.
Hefley.
Johnson
of Dimmit.
Johnson of Smith.
Jones.
Justiss.

Keller.
Kennedy.
Land.
Mankin.
Maynard.
McGill.
Minor.
O'Neill.
Pope of Jones.
Reid.
Renfro.
Rountree.
Sanders.
Shipman.
Simmons.
Sinks.
Speck.
Stevenson.
Storey.
Wallace.

Present—Not Voting.

Lemens.	Pope of Nueces.
	Absent.
Anderson.	Hornaday.
Baldwin.	Johnson of Scurry.
Beck.	Loy.
Cox of Navarro.	Mehl.
Duvall.	Pool.
Gates.	Thompson.
Hopkins.	

Absent—Excused.

Avis.	Prendergast.
DeWolfe.	Smith.
Kenyon.	Westbrook.
Martin.	Williams
Mosely.	of Hardin.

MOTION TO TAKE UP HOUSE BILL
NO. 122.

Mr. Kincaid moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 122 be placed on its third reading and final passage.

The motion was lost by the following vote (not receiving the necessary four-fifths vote):

Yeas—84.

Mr. Speaker.	King.
Acker.	Kinnear.
Ackerman.	Lee.
Adkins.	Long of Houston.
Barnett.	Long of Wichita.
Bounds.	Marks.
Bradley.	McCombs.
Brice.	McDonald.
Carpenter.	McKean.
Chastain.	Metcalfe.
Coltrin.	Montgomery.
Conway.	Moore.
Cox of Limestone.	Morse.
Enderby.	Mullally.
Ewing.	Murphy.
Finn.	Negley.
Finlay.	Nicholson.
Fuchs.	Olsen.
Gerron.	Palmer.
Gilbert.	Patterson.
Giles.	Pavlica.
Hardy.	Petsch.
Harding.	Pool.
Harman.	Purl.
Heaton.	Quinn.
Hines.	Ray.
Hogg.	Reader.
Holder.	Richardson.
Jenkins.	Rogers.
Kayton.	Savage.
Keeton.	Shelton.
Kemble.	Sherrill.
Kincaid.	Simmons.

Snelgrove.	Webb.
Stephens.	White.
Tarwater.	Wiggs.
Tillotson.	Williams
Turner.	of Sabine.
Van Zandt.	Williams
Veatch.	of Travis.
Waddell.	Woodall.
Walters.	Woodruff.
Warwick.	Young.

Nays—34.

Albritton.	Land.
Baker.	Mankin.
Bateman.	Maynard.
Bond.	McGill.
Cox of Lamar.	Minor.
Eickenroht.	O'Neill.
Forbes.	Pope of Jones.
Graves of Erath.	Pope of Nueces.
Harper.	Reid.
Harrison.	Renfro.
Hefley.	Rountree.
Johnson	Sanders.
of Dimmit.	Shipman.
Johnson of Smith.	Sinks.
Jones.	Stevenson.
Justiss.	Storey.
Keller.	Wallace.
Kennedy.	

Present—Not Voting.

Lemens.	
	Absent.
Anderson.	Hopkins.
Baldwin.	Hornaday.
Beck.	Hubbard.
Brooks.	Johnson of Scurry.
Cox of Navarro.	Loy.
Davis.	Mauritz.
Dunlap.	Mehl.
Duvall.	Speck.
Gates.	Strong.
Graves	Thompson.
of Williamson.	Thurmond.

Absent—Excused.

Avis.	Shaver.
DeWolfe.	Smith.
Kenyon.	Westbrook.
Martin.	Williams
Mosely.	of Hardin.
Prendergast.	

HOUSE BILL NO. 196 ON PASSAGE
TO ENGROSSMENT.

The Speaker laid before the House as postponed business, on its passage to engrossment,

H. B. No. 196, A bill to be entitled "An Act amending Article 1377 of the Penal Code of Texas, as revised in 1925, providing for a more efficient law prohibiting hunting or fishing on the en-

closed lands of another without the consent of the owner of the lands; and providing that this act shall not apply to any of said enclosed lands, the owner of which has such lands leased at said time for hunting or fishing privileges for a greater sum than 25 cents per acre, or has charged any person a greater sum than \$4.00 per day per person for the privilege of hunting thereon in which any prosecution may be filed hereunder; providing for a penalty of a violation thereof and repealing Article 1378 of the Penal Code of Texas, as revised in 1925, and all laws in conflict herewith."

The bill having heretofore been read second time.

Mr. Petsch offered the following amendment to the bill:

Amend House bill No. 196 by adding thereto the following section, to be known as Section 4, same to read as follows: "The fact that there is now no law providing for an adequate protection of the owners of farms and ranches on the one hand and the hunters on the other, the first from unjust depredations by unscrupulous hunters and the second from unfair and exorbitant rental charges, creates an emergency and an imperative public necessity and demands that the constitutional rule requiring bills to be read on three several days be suspended, and that this act take effect from the date of its passage, and it is hereby so enacted."

Signed—Graves of Williamson, Petsch.

The amendment was adopted.

Mr. Graves of Williamson offered the following amendments to the bill:

(1)

Amend House bill No. 196 by striking out "Article 1378" on line 9 of page 2, and insert in lieu thereof "Section 1a."

(2)

Amend House bill No. 196, page 1, line 39, by changing the word "proved" to "provided."

(3)

Amend House bill No. 196 by adding on page 2, line 7, after the word "receipt," the following: "Of such rentals or such excess charge."

(4)

Amend the caption to House bill No. 196 by eliminating line 15 and insert in lieu thereof: "Per day per person for the privilege of hunting therein for the year in which."

The amendments were severally adopted.

House bill No. 196 was then passed to engrossment.

HOUSE BILL NO. 196 ON THIRD READING.

Mr. Graves of Williamson moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 196 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—92.

Mr. Speaker.	Marks.
Acker.	Maynard.
Ackerman.	McDonald.
Adkins.	McGill.
Baker.	Mehl.
Barnett.	Metcalfe.
Bateman.	Montgomery.
Bounds.	Moore.
Bradley.	Morse.
Brooks.	Mullally.
Carpenter.	Murphy.
Chastain.	Negley.
Coltrin.	Nicholson.
Conway.	Olsen.
Cox of Lamar.	O'Neill.
Cox of Limestone.	Petsch.
Davis.	Pope of Jones.
Enderby.	Purl.
Finlay.	Ray.
Forbes.	Reader.
Gerron.	Richardson.
Gilbert.	Rogers.
Giles.	Rountree.
Graves	Sanders.
of Williamson.	Savage.
Graves of Erath.	Sherrill.
Harman.	Shipman.
Harper.	Simmons.
Harrison.	Sinks.
Heaton.	Snelgrove.
Hefloy.	Speck.
Hines.	Storey.
Hogg.	Strong.
Jenkins.	Tarwater.
Johnson	Tillotson.
of Dimmit.	Turner.
Johnson	Van Zandt.
of Smith.	Veatch.
Justiss.	Walters.
Kayton.	Warwick.
Keeton.	Webb.
Keller.	Wiggs.
Kincaid.	Williams
King.	of Sabine.
Land.	Williams
Lee.	of Travis.
Lemens.	Woodall.
Mankin.	Young.

Nays—19.

Albritton.	Pavlica.
Bond.	Quinn.
Brice.	Reid.
Eickenroht.	Shaver.
Finn.	Stephens.
Kennedy.	Thurmond.
Long of Houston.	Waddell.
Long of Wichita.	Wallace.
Palmer.	White.
Patterson.	

Present—Not Voting.

Jones.

Absent.

Anderson.	Johnson of Scurry.
Baldwin.	Kemble.
Beck.	Kinnear.
Cox of Navarro.	Loy.
Dunlap.	Mauritz.
Duvall.	McCombs.
Ewing.	McKean.
Fuchs.	Minor.
Gates.	Pool.
Hardy.	Pope of Nueces.
Harding.	Renfro.
Holder.	Stevenson.
Hopkins.	Thompson.
Hornaday.	Woodruff.
Hubbard.	

Absent—Excused.

Avis.	Shelton.
DeWolfe.	Smith.
Kenyon.	Westbrook.
Martin.	Williams
Mosely.	of Hardin.
Prendergast.	

The Speaker then laid House bill No. 196 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—101.

Mr. Speaker.	Ewing.
Acker.	Eickenroht.
Ackerman.	Finlay.
Adkins.	Forbes.
Albritton.	Gerron.
Baker.	Giles.
Bateman.	Graves
Bounds.	of Williamson.
Bradley.	Graves of Erath.
Carpenter.	Harman.
Chastain.	Harper.
Coltrin.	Harrison.
Conway.	Heaton.
Cox of Lamar.	Hefley.
Cox of Limestone.	Hines.
Davis.	Hogg.
Duvall.	Holder.
Enderby.	Hubbard.

Jenkins.	Pope of Nueces.
Johnson	Purl.
of Dimmit.	Ray.
Johnson	Reader.
of Smith.	Reid.
Justiss.	Richardson.
Keeton.	Rogers.
Keller.	Rountree.
Kennedy.	Sanders.
Kincaid.	Savage.
King.	Sherrill.
Kinnear.	Shipman.
Land.	Simmons.
Lee.	Sinks.
Lemens.	Snelgrove.
Mankin.	Speck.
Marks.	Storey.
McDonald.	Strong.
McGill.	Tarwater.
McKean.	Turner.
Mehl.	Van Zandt.
Metcalfe.	Veatch.
Minor.	Waddell.
Montgomery.	Walters.
Moore.	Warwick.
Morse.	Webb.
Mullally.	White.
Murphy.	Wiggs.
Negley.	Williams
Nicholson.	of Sabine.
Olsen.	Williams
O'Neill.	of Travis.
Palmer.	Woodall.
Patterson.	Woodruff.
Petsch.	Young.
Pope of Jones.	

Nays—15.

Barnett.	Pavlica.
Bond.	Quinn.
Brice.	Shaver.
Finn.	Shelton.
Gilbert.	Stephens.
Long of Houston.	Thurmond.
Long of Wichita.	Wallace.
Maynard.	

Present—Not Voting.

Hardy. Jones.

Absent.

Anderson.	Johnson of Scurry.
Baldwin.	Kayton.
Beck.	Kemble.
Brooks.	Loy.
Cox of Navarro.	Mauritz.
Dunlap.	McCombs.
Fuchs.	Pool.
Gates.	Renfro.
Harding.	Stevenson.
Hopkins.	Thompson.
Hornaday.	Tillotson.

Absent—Excused.

Avis. DeWolfe.

Kenyon. Smith.
Martin. Westbrook.
Mosely. Williams
Prendergast. of Hardin.

HOUSE BILL NO. 98 ON SECOND READING.

On motion of Mr. Williams of Travis, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment.

H. B. No. 98, A bill to be entitled "An Act authorizing the commissioners courts of the several counties in Texas to issue refunding bonds for the purpose of refunding road bonds that have been issued by authority of statutes enacted pursuant to Section 52 of Article 3 of the Constitution of Texas, for and on behalf of counties, political subdivisions and defined districts and consolidated districts in such counties, and authorizing the commissioners courts to pass all appropriate orders to carry out such refunding; and to levy ad valorem taxes in payment thereof, and declaring an emergency."

The Speaker laid the bill before the House, and it was read second time.

Mr. Wallace offered the following amendment to the bill:

Amend House bill No. 98 by adding the following at end of Section 1, "provided the voters have authorized the commissioners court to refund such road bonds by a majority vote," and amend the caption to conform thereto.

The amendment was adopted.

House bill No. 98 was then passed to engrossment.

HOUSE BILL NO. 98 ON THIRD READING.

Mr. Williams of Travis moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 98 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—101.

Mr. Speaker. Bradley.
Acker. Brice.
Ackerman. Carpenter.
Adkins. Chastain.
Albritton. Coltrin.
Baker. Conway.
Beck. Cox of Navarro.
Bond. Cox of Lamar.
Bounds. Cox of Limestone.

Duvall. Moore.
Enderby. Morse.
Ewing. Mullally.
Finn. Murphy.
Finlay. Negley.
Forbes. Olsen.
Gerron. O'Neill.
Gilbert. Palmer.
Giles. Patterson.
Graves. Pope of Jones.
of Williamson. Pope of Nueces.
Graves of Erath. Quinn.
Hardy. Ray.
Harding. Reid.
Harman. Richardson.
Harper. Rogers.
Harrison. Sanders.
Heaton. Savage.
Hines. Shaver.
Hogg. Shelton.
Holder. Sherrill.
Hubbard. Shipman.
Johnson. Simmons.
of Dimmit. Sinks.
Johnson of Smith. Snelgrove.
Jones. Stephens.
Keeton. Storey.
Keller. Strong.
Kemble. Tarwater.
Kincaid. Turner.
King. Van Zandt.
Kinnear. Veatch.
Land. Waddell.
Lee. Wallace.
Long of Houston. Walters.
Long of Wichita. Warwick.
Mankin. Webb.
Marks. Wiggs.
Mauritz. Williams.
Maynard. of Sabine.
McDonald. Williams.
McGill. of Travis.
McKean. Woodall.
Montgomery. Woodruff.

Nays—6.

Barnett. Purl.
Jenkins. Renfro.
Kennedy. Speck.

Absent.

Anderson. Lemens.
Baldwin. Loy.
Bateman. McCombs.
Brooks. Mehl.
Davis. Metcalfe.
Dunlap. Minor.
Eickenroht. Nicholson.
Fuchs. Pavlica.
Gates. Petsch.
Hefley. Pool.
Hopkins. Reader.
Hornaday. Rountree.
Johnson of Scurry. Stevenson.
Kayton. Thompson.

Thurmond.
Tillotson.

White.
Young.

Absent—Excused.

Avis.
DeWolfe.
Justiss.
Kenyon.
Martin.
Mosely.

Prendergast.
Smith.
Westbrook.
Williams
of Hardin.

The Speaker then laid House bill No. 98 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—105.

Mr. Speaker.	Kincaid.
Acker.	King.
Ackerman.	Kinnear.
Adkins.	Land.
Albritton.	Lee.
Baker.	Lemens.
Bateman.	Long of Houston.
Beck.	Long of Wichita.
Bond.	Mankin.
Bounds.	Marks.
Bradley.	Mauritz.
Brice.	Maynard.
Brooks.	McDonald.
Carpenter.	McGill.
Chastain.	McKean.
Coltrin.	Minor.
Conway.	Montgomery.
Cox of Navarro.	Moore.
Cox of Lamar.	Morse.
Cox of Limestone.	Mullally.
Duvall.	Murphy.
Ewing.	Negley.
Finn.	Olsen.
Finlay.	O'Neill.
Forbes.	Palmer.
Gerron.	Patterson.
Gilbert.	Pavlica.
Giles.	Pope of Jones.
Graves	Pope of Nueces.
of Williamson.	Purl.
Graves of Erath.	Quinn.
Hardy.	Ray.
Harding.	Reader.
Harman.	Reid.
Harper.	Renfro.
Harrison.	Richardson.
Heaton.	Rogers.
Hefley.	Sanders.
Hines.	Savage.
Hogg.	Shaver.
Johnson	Shelton.
of Dimmit.	Shipman.
Johnson	Sinks.
of Smith.	Smith.
Jones.	Snelgrove.
Keeton.	Speck.
Kemble.	Stephens.
Kennedy.	Storey.

Strong.
Tarwater.
Tillotson.
Turner.
Veatch.
Waddell.
Wallace.
Walters.
Warwick.

Webb.
White.
Wiggs.
Williams
of Sabine.
Williams
of Travis.
Woodall.
Woodruff.

Nays—5.

Barnett.
Jenkins.
Keller.

McCombs.
Sherrill.

Present—Not Voting.

Van Zandt.

Absent.

Anderson.	Kayton.
Baldwin.	Loy.
Davis.	Mehl.
Dunlap.	Metcalfe.
Enderby.	Nicholson.
Eickenroht.	Petsch.
Fuchs.	Pool.
Gates.	Rountree.
Holder.	Simmons.
Hopkins.	Stevenson.
Hornaday.	Thompson.
Hubbard.	Thurmond.
Johnson of Scurry.	Young.

Absent—Excused.

Avis.	Mosely.
DeWolfe.	Prendergast.
Justiss.	Westbrook.
Kenyon.	Williams
Martin.	of Hardin.

HOUSE BILL NO. 148 ON SECOND READING.

On motion of Mr. Shelton, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 148, A bill to be entitled "An Act providing for the regulation of gins, ginners, ginning; the licensing of ginners; providing for proper packing, wrapping, marking, and providing for weighing of seed and lint cotton and cotton seed and keeping a record of same; providing for the collection of license fees to be used by the Commissioner of Agriculture for the enforcement of this act; requiring certain reports; providing penalties for the violation of this act; defining certain terms; repealing certain articles of the statutes and all laws and parts of laws in conflict herewith, and declaring an emergency."

The Speaker laid the bill before the House and it was read second time.

Mr. Shelton offered the following (committee) amendments to the bill:

(1)

Amend House bill No. 148, Section 1, page 1, lines 7 and 8, by striking out the words "the first of July each year," and insert in lieu thereof the words "the gin can be legally operated the following year."

(2)

Amend House bill No. 148, page 3, by inserting a new section between Sections 10 and 11 to be numbered Section 11, and renumber the remaining sections to correspond. Section 11 to read as follows:

"Section 11. It shall be unlawful for any person in this State acting for himself or for another to deface or destroy any marks of identification that have been placed on a bale of cotton by the ginner as provided for in this act, until a permanent record has been made of the said identification marks on each separate bale of cotton from which the identification has been removed or destroyed."

The amendments were severally adopted.

Mr. Patterson offered the following amendment to the bill:

Amend House bill No. 148, page 2, at end of Section 5, by adding the following: "Provided each bale of cotton shall be stored under sheds to be provided for that purpose by the gin in case the bale or bales are left in care of the gin for more than two days."

Mr. Bateman moved to table the amendment.

Question--Shall the amendment be tabled?

SPECIAL ORDER SET.

Mr. Tillotson moved that House bill No. 201 be set as a special order for 2 o'clock p. m. Tuesday, May 14.

The motion prevailed.

ADJOURNMENT.

Mr. Tillotson moved that the House adjourn until 1:30 o'clock p. m. Tuesday, May 14.

Mr. Purl moved that the House recess to 1:30 o'clock p. m. today.

Mr. Justiss moved that the House adjourn until 2 o'clock p. m. Tuesday.

The motion of Mr. Tillotson prevailed, and the House, accordingly, at 12:15 o'clock p. m., adjourned until 1:30 o'clock p. m. Tuesday.

APPENDIX.

REPORTS OF THE COMMITTEE ON ENGROSSED BILLS.

Committee Room,
Austin, Texas, May 10, 1929.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 107, A bill to be entitled "An Act providing for a jury wheel and the selection of juries and drawing of venires by means thereof in all counties having a population of not less than 16,775 and not more than 17,000, as shown by the United States census of 1920; to repeal the provisions of Articles 2104, 2105, 2106, 2107, 2108, 2109, 2110, 2111, 2112, 2113, 2114, 2115, 2116, 2118, 2141, 2146 and 2150, of Chapter 7, Title 42, of the Revised Civil Statutes of Texas; to repeal Articles 629, 638 and 640 of Chapter 4, Title 8, of the Revised Code of Criminal Procedure of Texas; to repeal Articles 593 and 595 of Chapter 2, Title 8, of the Revised Code of Criminal Procedure of Texas, in so far as said articles apply to said counties; to provide for penalties for the violation of any provision of this act, and declaring an emergency."

Has carefully compared same and find it correctly engrossed.

McCOMBS, Chairman.

Committee Room,
Austin, Texas, May 10, 1929.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 142, A bill to be entitled "An Act to validate proceedings of the district court of the Thirty-eighth Judicial District of Texas, sitting at El Paso, in certain criminal matters, and declaring an emergency."

Has carefully compared same and find it correctly engrossed.

McCOMBS, Chairman.

Committee Room,
Austin, Texas, May 10, 1929.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 151, A bill to be entitled "An Act amending Article 2691a of the Revised Civil Statutes of Texas, 1925,

and providing for a rural school supervisor in lieu of teachers' institutes as required under Article 2691, and providing for the payment of the salary of said rural school supervisors in counties having a population of 34,700 to 35,000, according to the Federal census of 1920, and declaring an emergency,"

Has carefully compared same and find it correctly engrossed.

McCOMBS, Chairman.

Committee Room,
Austin, Texas, May 11, 1929.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 126, A bill to be entitled "An Act amending Chapter 345 of the Special Laws passed by the First Called Session of the Thirty-ninth Legislature, so as to provide for the refunding of the outstanding bonded indebtedness of road district No. 9 of Houston county, Texas, by the commissioners court of said county; repealing all laws and parts of laws in conflict herewith, and declaring an emergency,"

Has carefully compared same and find it correctly engrossed.

McCOMBS, Chairman.

Committee Room,
Austin, Texas, May 11, 1929.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 161, A bill to be entitled "An Act creating a more efficient road system for Hopkins county, Texas; providing that the county commissioners shall be road commissioners of their respective precincts; providing that such commissioners shall have charge of the road teams, tools, machinery and appliances of said county under the direction of the commissioners court; providing for the laying out, establishment, construction of roads, bridges and culverts, and for the repair and maintenance thereof; providing that the commissioners court shall co-operate with the State Highway Department in the establishment, construction and maintenance of roads, bridges and culverts to be paid for partly by the county and partly by the State or Federal government; authorizing the commissioners court of Hopkins county to issue bonds of said county for the purpose of funding or refunding indebtedness incurred for road and bridge purposes prior to March

1, 1929, and to levy a tax in payment thereof; limiting the debt which may be created in the future to the current revenues of said county for road and bridge purposes except in cases of emergency; repealing all previous Hopkins county special road laws, and declaring an emergency,"

Has carefully compared same and find it correctly engrossed.

McCOMBS, Chairman.

Committee Room,
Austin, Texas, May 11, 1929.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 100, A bill to be entitled "An Act amending Article 879 of the 1925 Penal Code, as amended and provided for in House bill No. 161, Chapter 215, page 316, Regular Session of the Fortieth Legislature, so as to provide an open season or period of time when it shall be lawful to kill wild mourning doves in the north zone and in the south zone; excepting certain counties therefrom, and providing for an open season or period of time in which it shall be lawful to take or kill wild mourning doves in such excepted counties, and declaring an emergency,"

Has carefully compared same and find it correctly engrossed.

McCOMBS, Chairman.

SIXTEENTH DAY.

(Tuesday, May 14, 1929.)

The House met at 1:30 o'clock p. m., pursuant to adjournment, and was called to order by Speaker Barron.

The roll was called and the Speaker announced that there was not a quorum present.

Mr. Rountree moved a call of the House for the purpose of securing a quorum, and the call was duly ordered.

The Speaker then directed the Doorkeeper to close the main entrance to the Hall and instructed the Sergeant-at-Arms to lock all other doors leading from the Hall and stated that no member would be permitted to leave the Hall without written permission from the Speaker.

The Sergeant-at-Arms was instructed to bring in all absent members in the city who are not ill.

The roll was again called, and the following members were present: